IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 9TH OCTOBER 2007 / 17TH ASWINA 1929

WP(C).No. 27539 of 2007(C)

PETITIONER:

SARASWATHY.K.,
CHARUVILA VEEDU, AALAKUZHY, KURA PO,VADAKODE,
KOTTARAKARA.

BY ADV. SRI.PREMCHAND R.NAIR

RESPONDENTS:

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1. SUPERINTENDENT OF POLICE,
KOLLAM.

2. DEPPUTY SUPERINTENDENT OF POLICE,
PUNALUR, KOLLAM.

3. SUB INSPECTOR OF POLICE,
KUNNIKKODE POLICE STATION,
KOTTARAKARA,KOLLAM.

4. STATE OF KERALA REPRESENTED BY
SECRETARY TO HOME DEPARTMENT,SECRETARIAT,
THIRUVANANTHAPURAM.

BY ADV. SRI. M.S. BREEZE, PUBLIC PROSECUTOR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: TRUE COPY OF THE COMPLAINT DATED 12.08.2006 FILED BY THE PETITIONER BEFORE THE 3RD RESPONDENT.

EXT.P2: TRUE COPY OF THE COMPLAINT FILED BEFORE THE 3RD RESPONDENT DATED 15.10.2006.

EXT.P3: TRUE COPY OF THE REPRESENTATIONS FILED BY THE PETITIOENER BEFORE DIFFERENT AUTHORITIES DATED 05.07.2007.

EXT.P4: TRUE COPY OF THE POSTAL RECEIPTS DATED 05.07.2007.

EXT.P5: TRUE COPY OF ACKNOWLEDGMENT CARDS SIGNED BY THE AUTHORITIES.

/True Copy/

P.A to Judge.

R.BASANT, J

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W.P.(C). No. 27539 Of 2007

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Dated this the 9th day of October, 2007

JUDGMENT

The short grievance of the petitioner is that no proper action has been taken into a complaint filed by the petitioner, alleging that his minor son is missing. The learned Public Prosecutor on instructions submits that a crime has subsequently been registered as Crime No. 399/2007 of Kunnikodu Police Station on 5.10.07 under Section 174 under the caption 'man missing'. Needful shall be done expeditiously, it is submitted.

2. I accept the submission of the learned Public Prosecutor that the needful shall be done and all efforts shall be taken to trace the son of the petitioner who is said to be missing. No further directions appear to be necessary in this matter. Not withstanding the fact that I am dissatisfied that no prompt action was taken on the complaint submitted by the petitioner much earlier, I am satisfied that no further action need be taken against the officials concerned for that inadequacy, by this Court now. In these circumstances, this writ petition is dismissed as

unnecessary now, in view of the subsequent development, I may hasten to observe that option of the petitioner to approach this Court again, if no proper action is taken on the basis of crime registered, shall remain unfettered by the dismissal of this writ petition.

Hand over a copy of this order to the learned Public Prosecutor.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE